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Docket No.: MASIMO.5CP2C2

Customer No.: 20,995

AF
376

AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Diab et al.
 App. No. : 09/898,990
 Filed : July 3, 2001
 For : LOW-NOISE OPTICAL
 PROBES FOR REDUCING
 LIGHT PIPING
 Examiner : Eric F. Winakur
 Art Unit : 3736

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

April 2, 2004

(Date)

Lee W. Henderson Ph.D., Reg. No. 41,830

MAIL STOP AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

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APR 08 2004

Sir:

TECHNOLOGY CENTER R3700

Transmitted herewith for filing in the above-identified application are the following enclosures:

(X) Amendment Response to Final Office Action Dated February 2, 2004 in 4 pages.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Total Claims	6 - 20 = 0	1202 (\$18)	0 x 18 =	\$0
Independent Claims ¹	1 - 3 = 0	1201 (\$86)	0 x 86 =	\$0
Multiple Claim		1203 (\$290)		\$N/A
1 Month Extension		1251 (\$110)		\$
2 Month Extension		1252 (\$420)		\$
3 Month Extension		1253 (\$950)		\$
			TOTAL FEE DUE	\$0

(X) Return prepaid postcard.

- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.



Lee W. Henderson Ph.D.
Registration No. 41,830
Attorney of Record
Customer No. 20,995
(949) 760-0404



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Lee W. Henderson
Lee W. Henderson Ph.D. Reg. No. 41,830

AMENDMENT IN RESPONSE TO THE FEBRUARY 2, 2004 FINAL OFFICE ACTION

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action dated February 2, 2004, Applicants respectfully submit the following amendments and comments in connection with the above-captioned application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.

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